THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.26857 of 1997

Dated:23.04.2007

Between
Y.B.Raghavendra Rao

.....Petitioner

and

1.The Regional Manager, APSRTC
Medak Region, Sanga Reddy,
Medak District and others.

...Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.26857 of 1997

ORDER:

This writ petition is filed seeking a Mandamus to declare the order passed by the Regional Manager *vide* proceedings No.PA/675 (47)/96-SRD dated 26.6.1997 confirming the order of the Deputy Traffic Manager passed *vide* proceedings No.PA/20/(23)/96-Dy.CTM/SRD dated 2.8.1996 and the order passed by the Depot Manager, Sanga Reddy *vide* proceedings No.P2/83 (1)/92-SRD dated 5.5.92, as arbitrary and illegal.

The facts are not much in dispute. It appears that the petitioner obtained employment as a conductor in the respondent-Corporation under Scheduled Tribe quota. Subsequently, it was found that the petitioner belongs to Velama caste. Therefore, the Joint Collector *vide* his proceedings dated 19.8.1997 cancelled the caste

certificate issued to the petitioner. Thereafter, the petitioner was removed from service *vide* proceedings dated 5.5.93. After four years of his removal from service, he filed an appeal before the Deputy Chief Traffic Manager, Medak Region, Sanga Reddy and the same was dismissed. Therefore, he filed a review petition before the Regional Manager, Sanga Reddy and the same was also dismissed. Aggrieved thereby, the present writ petition is filed.

I am of the opinion that once the caste certificate is cancelled by the Joint Collector, the removal order passed by the Depot Manager, which was confirmed by the Deputy Chief Traffic Manager, further confirmed by the Regional Manager cannot be said to be either arbitrary or illegal. It is always open for the petitioner to question the cancellation of caste certificate by the Joint Collector before the appropriate authority. If there is any change in the caste status of the petitioner, he is always at liberty to approach the respondent-Corporation to seek employment.

Subject to the above observation, writ

petition is dismissed.

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23-04-2007

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